§35.910-12

- (b) The allotments were computed by applying the percentages in §35.910-8 (a) and (d) to the funds appropriated for FY 1980 and rounding to the nearest hundred dollars.
- (c) The \$3.4 billion are alloted as follows:

Alaska 16,764,500 Arizona 26,008,400 Arizona 26,008,400 Arkansas 25,190,300 Colorado 30,803,000 Connecticut 37,123,200 Delaware 16,764,500 District of Columbia 16,764,500 Florida 128,637,000 Georgia 65,106,400 Hawaii 26,581,700 Idaho 16,764,500 Illinois 174,159,300 Indiana 92,801,300 Iowa 43,430,000 Kansas 29,515,500 Kentucky 49,012,600 Louisiana 42,330,300 Marie 25,129,900 Maryland 93,133,300 Massachusetts 99,051,100 Michigan 138,494,500 Minesota 62,668,900 Minesissippi 32,388,900 Misssouri 83,678,100 New Jares 19,748,500 New Jersey 119,748,500 New Hampshire 29,539,00	State	Allotments from funds ap- propriated under Pub. L. 95–372
Alaska 16,764,500 Arizona 26,008,400 Arizona 26,008,400 Arizona 26,008,400 Arizona 26,008,400 Arizona 26,008,400 Arizona 26,008,400 Arkansas 25,199,300 California 266,595,100 Colorado 30,803,000 Connecticut 37,123,200 Delaware 16,764,500 District of Columbia 16,764,500 Florida 128,637,000 Georgia 65,106,400 Ildaho 16,764,500 Illinois 174,159,300 Manasa 29,515,500 Maine 29,515,500 Maryland 93,133,300 Maryland 93,133,300 Maryland 93,133,300 Maryland 93,133,300 Massachusetts 99,051,100 Michigan 138,494,500 Missouri 99,051,100 Mississippi 32,388,900 Missouri 83,678,100 Missouri 83,678,100 Mississippi 32,388,900 Missouri 83,678,100 New Hampshire 29,539,000 New Hoxico 16,764,500 New Hoxico 16,764,500 New Hoxico 16,764,500 New Hoxico 16,764,500 Oregon 43,500,400 Pennsylvania 16,63,970 Rhode Island 17,609,400 South Dakota 16,764,500 Vermont 16,764,500 Vermont 16,764,500 Vermont 16,764,500 Washington 99,059,000 West Virginia 60,026,800 West Virginia 60,026,800 Wisconsin 65,391,400 Washington 99,305,900 West Virginia 60,026,800 Wisconsin 65,391,400 Morthern Marianas 16,67,200 Virgin Islands 1,267,400 Northern Marianas 1,267,400 Northern Marianas 1462,700	Alabama	\$43.057.800
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Colorado 30,803,000 Connecticut 37,123,200 Delaware 16,764,500 District of Columbia 16,764,500 Florida 128,637,000 Georgia 65,106,400 Hawaii 26,581,700 Iddaho 16,764,500 Illinois 174,159,300 Indiana 92,801,300 Iowa 43,430,000 Kansas 29,515,500 Kentucky 49,012,600 Louisiana 42,303,300 Marine 25,129,900 Maryland 93,133,300 Massachusetts 99,051,100 Mischigan 138,494,500 Minnesota 62,668,900 Mississippi 32,388,900 Mississippi 32,388,900 Mississippi 33,678,100 Mortana 16,764,500 Nevada 16,764,500 New Jersey 119,749,500 New Hampshire 29,539,000 New Jersey 119,749,500 New Mexico	Arkansas	25,190,300
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Northern Marianas		
Total	Northern Marianas	
	Total	3,400,000,000

[45 FR 16486, Mar. 14, 1980]

§ 35.910-12 Reallotment of deobligated funds of Fiscal Year 1978.

- (a) Of the 4.5 billion appropriated by Public Law 95-240 for Fiscal Year 1978, \$23,902,130 remained unobligated as of September 30, 1979 and thereby became subject to reallotment.
- (b) The reallotment was computed by applying the percentages in §35.910–8(a), adjusted to account for the absence of Ohio and readjusted to comply with the requirements of §35.910(d) establishing a minimum allotment of .5 percent.
- (c) These funds are added to the Fiscal Year 1980 allotments and will remain available through September 30, 1981 (see §§ 35.910–2(b) and 35.910–8).
- (d) The \$23,902,130 is allotted as follows:

State	Amount
Alabama	\$324,543
Alaska	118,190
Arizona	196,050
Arkansas	189,880
California	2,009,389
Colorado	232,191
Connecticut	279,813
Delaware	118,190
District of Columbia	118,190
Florida	969,582
Georgia	490,736
Hawaii	200,367
Idaho	125,148
Illinois	1,312,681
Indiana	699,465
lowa	327,345
Kansas	222,494
Kentucky	369,430
Louisiana	319,073
Maine	189,428
Maryland	701,974
Massachusetts	746,591
Michigan	1,043,875
Minnesota	472,360
Mississippi	244,147
Missouri	630,710
Montana	118,190
Nebraska	139,138
Nevada	118,190
New Hampshire	222,653
New Jersey	902,590
New Mexico	118,190
New York	2,684,060
North Carolina	500,590
North Dakota	118,190
Oklahoma	234,496
Oregon	327,888
Pennsylvania	1,102,234
Rhode Island	132,719
South Carolina	297,352
South Dakota	118,190
Texas	391,354 1,102,708
Utah	1,102,708
	118,190
Vermont Virginia	495,392
Washington	495,392
vvasiiiigioii	447,040

Environmental Protection Agency

State	Amount
West Virginia	452,493
Wisconsin	492,883
Wyoming	118,190
Guam	18,805
Puerto Rico	296,561
Virgin Islands	9,561
American Samoa	15,573
Tr. Terr. of Pac. Islds	35,192
N. Mariana Islds	3,480
Total	23,902,130

[45 FR 83497, Dec. 19, 1980. Correctly designated at 46 FR 9947, Jan. 30, 1981]

§35.912 Delegation to State agencies.

EPA's policy is to maximize the use of staff capabilities of State agencies. Therefore, in the implementation of the construction grant program, optimum use will be made of available State and Federal resources. This will eliminate unnecessary duplicative reviews of documents required in the processing of construction grant awards. Accordingly, the Regional Administrator may enter into a written agreement, where appropriate, with a State agency to authorize the State agency's certification of the technical or administrative adequacy of specifically required documents. The agreement may provide for the review and certification of elements of:

- (a) Facilities plans (step 1).
- (b) plans and specifications (step 2),
- (c) operation and maintenance manuals, and

(d) such other elements as the Regional Administrator determines may be appropriately delegated as the program permits and State competence allows. The agreement will define requirements which the State will be expected to fulfill as part of its general responsibilities for the conduct of an effective preaward applicant assistance program; compensation for this program is the responsibility of the State. The agreement will also define specific duties regarding the review of identified documents prerequisite to the receipt of grant awards. A certification agreement must provide that an applicant or grantee may request review by the Regional Administrator of an adverse recommendation by a State agency. Delegation activities are compensable by EPA only under section 106 of the Act or subpart F of this part.

§ 35.915 State priority system and project priorty list.

Construction grants will be awarded from allotments according to the State priority list, based on the approved State priority system. The State priority system and list must be designed to achieve optimum water quality management consistent with the goals and requirements of the Act.

(a) State priority system. The State priority system describes the methodology used to rate and rank projects that are considered eligible for assistance. It also sets forth the administrative, management, and public participation procedures required to develop and revise the State project priority list. In developing its annual priority list, the State must consider the construction grant needs and priorities set forth in certified and approved State and areawide water quality management (WQM) plans. The State shall hold a public hearing before submission of the priority system (or revision thereto). Before the hearing, a fact sheet describing the proposed system (including rating and ranking criteria) shall be distributed to the public. A summary of State responses to public comment and to any public hearing testimony shall be prepared and included in the priority system submission. The Regional Administrator shall review and approve the State priority system for procedural completeness, insuring that it is designed to obtain compliance with the enforceable requirements of the Act as defined in §35.905. The Regional Administrator may exempt grants for training facilities under section 109(b)(1) of the Act and §35.930-1(b) from these requirements.

- (1) Project rating criteria. (i) The State priority system shall be based on the following criteria:
- (A) The severity of the pollution problem:
- (B) The existing population affected;
- (C) The need for preservation of high quality waters; and
- (D) At the State's option, the specific category of need that is addressed.
- (ii) The State will have sole authority to determine the priority for each category of need. These categories